

**ASSEMBLY BILL**

**No. 2754**

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**Introduced by Assembly Member John A. Perez**

February 19, 2010

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An act to amend Section 65040 of the Government Code, relating to land use and planning.

LEGISLATIVE COUNSEL'S DIGEST

AB 2754, as introduced, John A. Perez. Land use and planning: Office of Planning and Research: duties.

The Planning and Zoning Law provides that the Office of Planning and Research is the comprehensive state planning agency, requires the office to serve the Governor and his or her cabinet as staff for long-range planning and research, and sets forth the various duties of the office, including the duty that the office, in conjunction with the Planning Advisory and Assistance Council, evaluate plans and programs of state government, identify conflicts or omissions in those plans and programs, and recommend to the Governor and Legislature new actions to resolve those conflicts, advance statewide environmental goals, and ensure state policies and programs conform to adopted land use planning goals and programs.

This bill would additionally require the office to report to the Governor and the Legislature, no later January 1, 2012, and by that date every two years thereafter, on its efforts to accomplish its above-listed duties in conjunction with the Planning Advisory and Assistance Council.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 65040 of the Government Code is amended to read:

65040. The Office of Planning and Research shall serve the Governor and his or her Cabinet as staff for long-range planning and research, and constitute the comprehensive state planning agency. In this capacity the office shall:

(a) Assisted by the Planning Advisory and Assistance Council established pursuant to subdivision (a) of Section 65040.6, engage in the formulation, evaluation and updating of long-range goals and policies for land use, population growth and distribution, urban expansion, development, open space, resource preservation and utilization, air and water quality, and other factors which shape statewide development patterns and significantly influence the quality of the state's environment.

(b) Assist in the orderly preparation by appropriate state departments and agencies of intermediate- and short-range functional plans to guide programs of transportation, water management, open space, recreation and other functions which relate to the protection and enhancement of the state's environment.

(c) (1) In conjunction with the council, evaluate plans and programs of departments and agencies of state government, identify conflicts or omissions, and recommend to the Governor and the Legislature new state policies, programs and actions, or amendments of existing programs, as required, to resolve conflicts, advance statewide environmental goals to respond to emerging environmental problems and opportunities, and to ~~assure~~ ensure that all state policies and programs conform to the adopted land use planning goals and programs.

(2) *Report to the Governor and the Legislature on its efforts to accomplish the duties described in paragraph (1), no later than one year after the operative date of the act that added this paragraph to this section, and by that date every two years thereafter.*

(d) Assist the Department of Finance in preparing, as part of the annual state budget, an integrated program of priority actions to implement state functional plans and to achieve statewide environmental goals and objectives and take other actions to assure that the program budget, submitted annually to the Legislature,

1 contains information reporting the achievement of state goals and  
2 objectives by departments and agencies of state government.

3 (e) Coordinate the development of policies and criteria to ensure  
4 the federal grants-in-aid administered or directly expended by state  
5 government advance statewide environmental goals and objectives.

6 (f) Coordinate the development and operation of a statewide  
7 environmental monitoring system to assess the implications of  
8 present growth and development trends on the environment and  
9 to identify at an early time, potential threats to public health, natural  
10 resources and environmental quality.

11 (g) Coordinate, in conjunction with appropriate state, regional,  
12 and local agencies, the development of objectives, criteria and  
13 procedures for the orderly evaluation and report of the impact of  
14 public and private actions on the environmental quality of the state  
15 and as a guide to the preparation of environmental impact reports  
16 required of state and local agencies in Sections 21102 and 21150  
17 of the Public Resources Code.

18 (h) Coordinate research activities of state government directed  
19 to the growth and development of the state and the preservation  
20 of environmental quality, render advice to the Governor, his or  
21 her Cabinet, to the Legislature, and any agency or department of  
22 state government, and provide information to, and cooperate with,  
23 the Legislature or any of its committees or officers.

24 (i) Coordinate the technical assistance provided by state  
25 departments and agencies in regional and local planning to assure  
26 that such plans are consistent with statewide environmental goals  
27 and objectives.

28 (j) Accept and allocate or expend grants and gifts from any  
29 source, public or private, for the purpose of state planning and  
30 undertake other planning and coordinating activities as will  
31 implement the policy and intent of the Legislature as set forth  
32 herein.

33 (k) Develop long-range policies to assist the state and local  
34 agencies in meeting the problems presented by the growth and  
35 development of urban areas and defining the complementary roles  
36 of the state, cities, counties, school districts, and special districts  
37 with respect to such growth.

38 (l) Encourage the formation and proper functioning of, and  
39 provide planning assistance to, city, county, district, and regional  
40 planning agencies.

- 1 (m) Assist local government in land use planning.

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